



| | | | |
|--|---|----------------|----------------------|
| PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) | | | |
| Inventor(s) | Ayman F. Naquib Arthur R. Calderbank | Case Name | Calderbank 2000-0238 |
| Filing Date | 10/13/2000 | Serial No. | 09/687,238 |
| Examiner | Jean B. Corrielus | Group Art Unit | 2631 |
| Title | Equalization of Transmit Diversity Space-Time Coded Signals | | |

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee:

☐ Small entity fee: _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27

☒ Other than small entity – fee \$1300. (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Amendment
(identify type of reply):

- ☐ has been filed previously on _____
☐ is enclosed herewith.

B. The issue fee of \$ 1400

- ☐ has been paid previously on _____
☒ is enclosed herewith

08/25/2005 GWORDDF1 00000062 500732 09687238
01 FC:1453 200.00 DA 1300.00 DP

08/25/2005 GWORDDF1 00000062 09687238
01 FC:1453 200.00 DA 1300.00 DP



09/687,238

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. **The payment of the issue fee was prepared but through a clerical error was not mailed out.**

8/23/05
Date

Henry T. Brendzel
Signature

Telephone No.: (973) 467-2025

Henry T. Brendzel
Typed or printed name

P.O. Box, 574

Springfield, NJ 07081

Enclosures: ☒ Fee Payment Enclosures:

☐ Reply

☐ Additional sheets containing statements establishing unintentional delay

☐ Terminal Disclaimer Form

☐ Other

☒ If a fee, an additional fee, or a refund is due, the Commissioner is Authorized to charge/credit Deposit Account No **500732** of **Henry T. Brendzel**, and consider that appropriate requests have been made

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

8/23/05
Date

Henry T. Brendzel
Signature

Henry Brendzel
Name of person signing certificate

Mailing Address of Sender :

Henry Brendzel
P.O. Box 574
Springfield, NJ 07081